



March 25, 2005

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## ENGROSSED HOUSE BILL No. 1335

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DIGEST OF HB 1335 (Updated March 23, 2005 3:09 pm - DI 87)

**Citations Affected:** IC 12-7; IC 12-20.

**Synopsis:** Annual statistical report on township assistance. Requires the state board of accounts to file with the executive director of the legislative services agency, a statewide statistical report in which: (1) the state board of accounts compares and compiles information from the annual statistical reports filed by township trustees; and (2) the department of local government finance summarizes the information compiled by the state board of accounts that relates to the fixing of township budgets, levies, and rates. Requires a township trustee to provide additional information in the annual statistical report.

**Effective:** July 1, 2005.

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**Budak, Saunders, Summers, Hinkle**  
(SENATE SPONSORS — KRUSE, YOUNG R MICHAEL)

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January 13, 2005, read first time and referred to Committee on Local Government.  
January 27, 2005, reported — Do Pass.  
January 31, 2005, read second time, ordered engrossed. Engrossed.  
February 1, 2005, read third time, passed. Yeas 94, nays 0.

SENATE ACTION

February 14, 2005, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.  
March 24, 2005, amended, reported favorably — Do Pass.

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EH 1335—LS 7187/DI 110+



March 25, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1335

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 12-7-2-24.9 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2005]: **Sec. 24.9. "Case contact", for purposes of IC 12-20-28-3,**  
4 **has the meaning set forth in IC 12-20-28-3(b).**
- 5 SECTION 2. IC 12-7-2-189.7 IS ADDED TO THE INDIANA  
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2005]: **Sec. 189.7. "TANF", for purposes of**  
8 **IC 12-20, refers to the federal Temporary Assistance for Needy**  
9 **Families program under 42 U.S.C. 601 et seq.**
- 10 SECTION 3. IC 12-7-2-192.3 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 192.3. "Total number  
12 of households containing ~~poor relief township assistance~~ recipients",  
13 for purposes of IC 12-20-28-3, has the meaning set forth in  
14 ~~IC 12-20-28-3(b).~~ **IC 12-20-28-3(c).**
- 15 SECTION 4. IC 12-7-2-192.4 IS AMENDED TO READ AS  
16 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 192.4. "Total number  
17 of recipients", for purposes of IC 12-20-28-3, has the meaning set forth

EH 1335—LS 7187/DI 110+



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in ~~IC 12-20-28-3(c)~~. **IC 12-20-28-3(d)**.

SECTION 5. IC 12-7-2-192.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 192.5. "Total number of requests for assistance", for purposes of IC 12-20-28-3, has the meaning set forth in ~~IC 12-20-28-3(d)~~. **IC 12-20-28-3(e)**.

SECTION 6. IC 12-20-28-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. (a) The definitions in this section apply to a report that is required to be filed under this section.

**(b) As used in this section, "case contact" means any act of service in which a township employee has reason to enter a comment or narrative into the record of an application for township assistance under this article regardless of whether the applicant receives or does not receive township assistance funds.**

~~(b)~~ **(c)** As used in this section, "total number of households containing ~~poor relief~~ **township assistance** recipients" means the sum to be determined by counting the total number of individuals who file an application for which ~~relief~~ **assistance** is granted. A household may be counted only once during a calendar year regardless of the number of times assistance is provided if the same individual makes the application for assistance.

~~(c)~~ **(d)** As used in this section, "total number of recipients" means the number of individuals who are members of a household that receives assistance on at least one (1) occasion during the calendar year. An individual may be counted only one (1) time during a calendar year regardless of the:

- (1) number of times assistance is provided; or
- (2) number of households in which the individual resides during a particular year.

~~(d)~~ **(e)** As used in this section, "total number of requests for assistance" means the number of times an individual or a household separately requests any type of township assistance.

~~(e)~~ **(f)** The township trustee shall file an annual statistical report on township housing, medical care, utility **assistance**, ~~and~~ food assistance, **burial assistance, food pantry assistance, services related to representative payee programs, services related to special nontraditional programs, and case management services** with the state board of accounts. The township trustee shall provide a copy of the annual statistical report to the county auditor. The county auditor shall keep the copy of the report in the county auditor's office. Except as provided in subsection ~~(f)~~; **(k)**, the report must be made on a form provided by the state board of accounts. The report must contain the

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following information:

- (1) The total number of requests for assistance.
- (2) The total number of **each of the following:**
  - (A) ~~poor relief~~ Recipients of township assistance. and
  - (B) ~~total number of~~ Households containing ~~poor relief~~ recipients of township assistance.
  - (C) Case contacts made with or on behalf of:
    - (i) recipients of township assistance; or
    - (ii) members of a household receiving township assistance.
- (3) The total value of benefits provided ~~poor relief~~ to recipients of township assistance.
- (4) The total value of benefits provided through the efforts of township staff from sources other than township funds.
- ~~(4)~~ (5) The total number of each of the following:
  - (A) ~~poor relief~~ Recipients of township assistance and households receiving utility assistance.
  - (B) Recipients assisted by township staff in receiving utility assistance from sources other than township funds.
- ~~(5)~~ (6) The total value of benefits provided for the payment of utilities, including the value of benefits of utility assistance provided through the efforts of township staff from sources other than township funds.
- ~~(6)~~ (7) The total number of each of the following:
  - (A) ~~poor relief~~ Recipients of township assistance and households receiving housing assistance.
  - (B) Recipients assisted by township staff in receiving housing assistance from sources other than township funds.
- ~~(7)~~ (8) The total value of benefits provided for housing assistance, including the value of benefits of housing assistance provided through the efforts of township staff from sources other than township funds.
- ~~(8)~~ (9) The total number of each of the following:
  - (A) ~~poor relief~~ Recipients of township assistance and households receiving food assistance.
  - (B) Recipients assisted by township staff in receiving food assistance from sources other than township funds.
- ~~(9)~~ (10) The total value of food assistance provided, including the value of food assistance provided through the efforts of township staff from sources other than township funds.
- ~~(10)~~ (11) The total number of each of the following:

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(A) ~~poor relief~~ Recipients of township assistance and households provided health care.

(B) Recipients assisted by township staff in receiving health care assistance from sources other than township funds.

~~(+1)~~ (12) The total value of health care provided, including the value of health care assistance provided through the efforts of township staff from sources other than township funds.

~~(+2)~~ (13) The total number of funerals, burials, and cremations.

~~(+3)~~ (14) The total value of funerals, burials, and cremations, including the difference between the:

(A) actual value of the funerals, burials, and cremations; and

(B) amount paid by the township for the funerals, burials, and cremations.

~~(+4)~~ (15) The total of each of the following:

(A) Number of nights of emergency shelter provided to the homeless.

(B) Number of nights of emergency shelter provided to homeless individuals through the efforts of township staff from sources other than township funds.

(C) Value of the nights of emergency shelter provided to homeless individuals by the township and the value of the nights of emergency shelter provided through the efforts of the township staff from sources other than township funds.

~~(+5)~~ (16) The total of each of the following:

(A) Number of referrals of ~~poor relief~~ township assistance applicants to other programs.

(B) Value of the services provided by the township in making referrals to other programs.

~~(+6)~~ (17) The total number of training programs or job placements found for ~~poor relief~~ recipients of township assistance with the assistance of the township trustee.

~~(+7)~~ (18) The number of hours spent by ~~poor relief~~ recipients of township assistance at workfare.

(19) The total value of the services provided by workfare to the township and other agencies.

~~(+8)~~ (20) The total amount of reimbursement for assistance received from:

(A) recipients;

(B) members of recipients' households; or

(C) recipients' estates;

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under IC 12-20-6-10, IC 12-20-27-1, or IC 12-20-27-1.5.

~~(19)~~ (21) The total amount of reimbursement for assistance received from medical programs under IC 12-20-16-2(e).

(22) The total of each of the following:

(A) Number of individuals assisted through a representative payee program.

(B) Amount of funds processed through the representative payee program that are not township funds.

(23) The total of each of the following:

(A) Number of individuals assisted through special nontraditional programs provided through the township without the expenditure of township funds.

(B) Amount of funds used to provide the special nontraditional programs that are not township funds.

(24) The total of each of the following:

(A) Number of hours an investigator of township assistance spends providing case management services to a recipient of township assistance or a member of a household receiving township assistance.

(B) Value of the case management services provided.

(25) The total number of housing inspections performed by the township.

If the total number or value of any item required to be reported under this subsection is zero (0), the township trustee shall include the notation "0" in the report where the total number or value is required to be reported.

(g) The state board of accounts shall compare and compile all data reported under subsection (f) into a statewide statistical report. The department shall summarize the data compiled by the state board of accounts that relate to the fixing of township budgets, levies, and tax rates and shall include the department's summary within the statewide statistical report prepared under this subsection. Before July 1, of each year, the state board of accounts shall file the statewide statistical report prepared under this subsection with the executive director of the legislative services agency in an electronic format under IC 5-14-6.

~~(f)~~ (h) The state board of accounts shall forward a copy of:

(1) each annual report forwarded to the board under subsection ~~(e)~~; (f); and

(2) the statewide statistical report under subsection (g); to the department and the division of family and children.

~~(g)~~ (i) The division of family and children shall include in the

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1 division's periodic reports made to the United States Department of  
 2 Health and Human Services concerning the ~~Aid to Families with~~  
 3 ~~Dependent Children (AFDC)~~ **Temporary Assistance to Needy**  
 4 **Families (TANF)** and Supplemental Security Income (SSI) programs  
 5 information forwarded to the division under subsection ~~(f)~~ **(h)**  
 6 concerning the total number of ~~poor relief~~ recipients **of township**  
 7 **assistance** and the total dollar amount of benefits provided.

8 ~~(h)~~ **(j)** The department may not approve the budget of a township  
 9 trustee who fails to file an annual report under subsection ~~(e)~~ **(f)** in the  
 10 preceding calendar year. ~~Before July 1 of each year, the department~~  
 11 ~~shall file a report in an electronic format under IC 5-14-6 with the~~  
 12 ~~legislative council that compiles and summarizes the information sent~~  
 13 ~~to the state board of accounts by township trustees under subsection~~  
 14 ~~(e).~~

15 ~~(i)~~ **(k)** This section does not prevent the electronic transfer of data  
 16 required to be reported under IC 12-2-1-40 (before its repeal) or this  
 17 section if the following conditions are met:

18 (1) The method of reporting is acceptable to both the township  
 19 trustee reporting the information and the governmental entity to  
 20 which the information is reported.

21 (2) A written copy of information reported by electronic transfer  
 22 is on file with the township trustee reporting information by  
 23 electronic means.

24 ~~(j)~~ **(l)** The information required to be reported by the township  
 25 trustee under this section shall be maintained by the township trustee  
 26 in accordance with IC 5-15-6.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1335, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

HINKLE, Chair

Committee Vote: yeas 11, nays 0.

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EH 1335—LS 7187/DI 110+





SENATE MOTION

Madam President: I move that Senator Young R Michael be added  
as cosponsor of Engrossed House Bill 1335.

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## COMMITTEE REPORT

Madam President: The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred House Bill No. 1335, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 5, delete lines 27 through 32, begin a new paragraph and insert:

**"(g) The state board of accounts shall compare and compile all data reported under subsection (f) into a statewide statistical report. The department shall summarize the data compiled by the state board of accounts that relate to the fixing of township budgets, levies, and tax rates and shall include the department's summary within the statewide statistical report prepared under this subsection. Before July 1, of each year, the state board of accounts shall file the statewide statistical report prepared under this subsection with the executive director of the legislative services agency in an electronic format under IC 5-14-6."**

Page 6, line 6, strike "Before July 1, of each year, the department".

Page 6, line 7, strike "shall".

Page 6, line 7, delete "file:" and insert **"file"**.

Page 6, line 8, delete "(1)".

Page 6, line 8, strike "a report in an electronic format under IC 5-14-6 with the".

Page 6, run in lines 7 through 8.

Page 6, strike lines 9 through 10.

Page 6, line 11, strike "subsection".

Page 6, line 11, delete "(e)," and insert **"(e)."**

Page 6, line 11, delete "(f); and".

Page 6, delete lines 12 through 13.

and when so amended that said bill do pass.

(Reference is to HB 1335 as printed January 28, 2005.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 8, Nays 0.

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